

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

A RESOLUTION OF THE BOARD OF)
 SUPERVISORS OF THE COUNTY OF) RESOLUTION NO. _____
 SANTA BARBARA ESTABLISHING)
 BENEFIT ASSESSMENT CHARGES)
 FOR COUNTY SERVICE AREA 3 FOR)
FISCAL YEAR 2012-2013)

WHEREAS, the California Government code provides that a County may collect charges within a County Service Area to pay in whole or in part for a particular authorized extended service furnished in the County Service Area; and

WHEREAS, the furnishing of highway lighting is an extended services authorized to be furnished within County Service Area 3 in accordance with, and to be collected with county ad valorem property taxes pursuant to the provision of § 28-81, subd. (e) of Chapter 28 of the Santa Barbara County Code; and

WHEREAS, as authorized by Government Code Section 25215 et seq., benefit assessment charges for approved services within said county service area may be collected in the same manner as other charges and taxes; and

WHEREAS, the residential rate shall be \$24.00 for County Service Area 3 with rate factors for various land uses as follows to be multiplied by the residential rate:

<u>DESCRIPTION</u>	<u>FACTOR</u>
Vacant farm land	0.5
Residential (single and condos)	1.0
Residential (duplex, triplex)	3.0
Apartments, courts	6.0
Heavy commercial	9.0
Light commercial	3.0
Industrial	6.0
Churches, miscellaneous, other	2.0
Government exempt	0.0

WHEREAS, the Board of Supervisors has satisfied the requirements and provisions of the Government Code and County Code to establish and benefit assessment charges for various types of properties within County Service Area 3 and has determined to establish charges accordingly for the Fiscal Year 2012-2013; and

WHEREAS, the Board of Supervisors finds that the benefit assessment charge set forth in this resolution are exempt from CEQA review pursuant to Public Resources Code § 21080, subd. (b) (8) (1) and (2) (14 CCR 15273), in that benefit assessment charges will be used for operating expenses and for the purchase of supplies, equipment and materials; and

WHEREAS, § 28-81, subd. (d), of the County Code and § 53755 of the Government Code provide that at the hearing on the report to confirm the proposed benefit assessments, the Board of Supervisors shall hear and consider all objections or protests, if any, to the reports, and, at the conclusion of the hearing may adopt, revise, change, reduce or modify any charge and shall make its determination by resolution upon each charge as described in the report or as determined at the hearing:

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

The Clerk of the Board is directed to file with the County Auditor-Controller, on or before August 10, 2012, a certified copy of this Resolution and the report, indicating adoption by the Board. Upon such filing, the County Auditor-Controller shall enter the charges on the tax roll for the 2012-13 fiscal year. The charges shall be collected at the same time and in the same manner, and subject to the same penalties and priority of lien as, County taxes are collected, and all laws providing for the collection and enforcement of County taxes shall apply to the collection and enforcement of the charges.

The Board of Supervisors finds that the recitations above are true and correct, and that said benefit assessments are hereby adopted, made and assessed for County Service Area 3 as set forth in the attached Exhibit A, *County Service Area 3 Fixed Charges Fee Report 2012-2013* and incorporated herein by reference, to pay a part of the cost for furnishing streetlighting services, and said charges are to be collected at the same time and in the same manner as

ordinary county ad valorem property taxes pursuant to the provision § 28-81, subd. (e), of Chapter 28 of the Santa Barbara County Code.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this _____ day of _____ 2012, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:
CHANDRA L. WALLAR
CLERK OF THE BOARD

ACCEPTED AND AGREED:
COUNTY OF SANTA BARBARA

By: _____
Deputy

By: _____
DOREEN FARR, Chair
Board of Supervisors

APPROVED AS TO FORM:
DENNIS A. MARSHALL
COUNTY COUNSEL

APPROVED AS TO ACCOUNTING FORM:
ROBERT W. GEIS
AUDITOR-CONTROLLER

By: _____
Deputy County Counsel

By: _____
Deputy